

1 RONALD E. WOOD, SBN 133854  
rwood@proskauer.com  
2 JENNIFER L. ROCHE, SBN 254538  
jroche@proskauer.com  
3 PROSKAUER ROSE LLP  
2049 Century Park East, Suite 3200  
4 Los Angeles, CA 90067-3206  
Telephone: 310-557-2900  
5 Facsimile: 310-557-2193

6 DAVID A. PICON (*Pro Hac Vice*)  
dpicon@proskauer.com  
7 PROSKAUER ROSE LLP  
Eleven Times Square  
8 New York, NY 10036-8299  
Telephone: 212-969-3000  
9 Facsimile: 212-969-2900

10 Attorneys for Defendant  
Wachovia Securities, LLC,  
11 n/k/a Wells Fargo Advisors, LLC

12 UNITED STATES DISTRICT COURT

13 NORTHERN DISTRICT OF CALIFORNIA - OAKLAND DIVISION

14 GREGORY R. RAIFMAN and SUSAN  
RAIFMAN, husband and wife, individually and  
15 on behalf of their marital community and as  
Trustees of the RAIFMAN FAMILY  
16 REVOCABLE INTERVIVOS TRUST and as  
beneficiaries of the PALLADIAN TRUST;  
17 GEKKO HOLDINGS, LLC; EDWARD and  
LORRAINE KURATA, as husband and wife;  
18 JAMES LOOMIS; JEFFREY CHOU; and  
BRUCE CARDINAL, as Trustee of the  
19 ROBERT J. CARDINAL  
GRANDCHILDREN'S TRUST, and the  
20 MARION I. CARDINAL TRUST, and as  
Managing Member of REDBIRD  
21 INVESTMENT GROUP, LLC

22 Plaintiffs,

23 v.

24 WACHOVIA SECURITIES, LLC, N/K/A  
WELLS FARGO ADVISORS, LLC,

25 Defendant.  
26

Case No. C 11-02885 SBA

**STIPULATION TO EXCEED REPLY  
BRIEF PAGE LIMIT**

Action Filed: April 1, 2011

[Removed from California State Court]

Hon. Sandra B. Armstrong

Whereas, on May 2, 2013, Plaintiffs Gregory R. Raifman and Susan Raifman, husband and wife, individually and on behalf of their marital community and as Trustees of The Raifman Family Revocable Inter Vivos Trust, as beneficiaries of The Palladian Trust, and as sole members of Gekko Holdings, LLC; Edward and Lorraine Kurata, husband and wife; James Loomis; Jeffrey Chou; and Bruce Cardinal, as Trustee of the Robert J. Cardinal Grandchildren's Trust, and as Trustee of the Marion I. Cardinal Trust, and as Managing Member of Redbird Investment Group, LLC (collectively, "Plaintiffs"), filed their Third Amended Complaint ("TAC") in this action, pursuant to an agreement between the parties and the Order of this Court;

Whereas, on May 8, 2013, Defendant Wachovia Securities, LLC ("Wachovia") filed its Motion to Dismiss Plaintiffs' TAC which, pursuant to stipulation and Court Order, exceeded this Court's motion page limit by five pages;

Whereas, on May 29, 2013, Plaintiffs filed their Opposition to Wachovia's Motion to Dismiss which, pursuant to stipulation and Court Order, exceeded this Court's opposition page limit by six pages; and,

Whereas Wachovia believes it needs more than the ten pages permitted by the Court's Standing Order to fully and properly address all issues raised and argument made in Plaintiffs' Opposition to Wachovia's Motion to Dismiss;

NOW, THEREFORE, the parties, through their counsel, hereby stipulate and agree, pursuant to Local Rule 7-11(a), that Wachovia may exceed the ten page limit for its reply brief by five pages, and file a reply in support of its Motion to Dismiss not to exceed 15 pages.

DATED: June 7, 2013

DAVID A. PICON  
RONALD E. WOOD  
JENNIFER L. ROCHE  
PROSKAUER ROSE LLP

/s/ Ronald E. Wood  
Ronald E. Wood

Attorneys for Defendant

1 DATED: June 7, 2013

TOD ARONOVITZ  
BARBARA PEREZ  
ANDREW ZELMANOWITZ


3  
4 /s/ Tod Aronovitz

Tod Aronovitz

5 Attorney for Plaintiffs

6 PURSUANT TO STIPULATION, **IT IS SO ORDERED.**

7  
8 DATED: \_\_\_6/10/13\_\_\_\_\_

9  
10   
Hon. Sandra B. Armstrong  
United States District Judge